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Attorneys for Plaintiff MEDIATEK INC.

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION**

MEDIATEK INC.

Plaintiff,

V.

FREESCALE SEMICONDUCTOR, INC.

Defendant.

**Civil Action No. 4:11-cv-05341 (YGR)
(JSC)**

**DECLARATION OF
MH SHIEH IN SUPPORT OF
FREESCALE SEMICONDUCTOR
INC.'S ADMINISTRATIVE MOTION
TO FILE UNDER SEAL.**

DEMAND FOR JURY TRIAL

1 I, MH Shieh, declare as follows:

2 I am an employee of MediaTek Inc. ("MediaTek"), plaintiff in the above-captioned
3 matter. My current job title is Special Assistant to the General Manager. I submit this
4 declaration in support of Freescale Semiconductor Inc.'s ("Freescale") Administrative Motion to
5 File Under Seal Freescale's Letter Brief Regarding MediaTek's Production of Documents
6 Concerning the Patents-in-Suit and Practicing Products ("Administrative Motion") pursuant to
7 Local Rules 7-11 and 79-5. I have personal knowledge of the facts set forth in this declaration
8 and, if called to testify as a witness, could and would do so competently.

9 1. Freescale's Administrative Motion seeks to have filed under seal confidential,
10 unredacted versions of Freescale's Letter Brief Regarding MediaTek's Production of Documents
11 Concerning the Patents-in-Suit and Practicing Products ("Freescale's Letter Brief") and Exhibits
12 2, 3, 4, 5, 6, and 7 to Freescale's Letter Brief. Freescale's Letter Brief and Exhibits 2, 3, 4, 5, 6,
13 and 7 contain deposition testimony and discovery responses concerning MediaTek's acquisition
14 of the patents-in-suit, as well as those MediaTek products that practice the patents-in-suit.

15 2. MediaTek does not publicly disclose information concerning its patent
16 acquisitions. Instead, MediaTek protects this information as a trade secret, and takes steps to
17 ensure that this information remains confidential, including marking the information included as
18 Freescale's Letter Brief and Exhibits 2, 3, 4, 5, 6, and 7 as "HIGHLY CONFIDENTIAL –
19 ATTORNEYS' EYES ONLY" when MediaTek produced this information in this action. If this
20 information were publicly disclosed, MediaTek's competitors could use the information in
21 Freescale's Letter Brief and Exhibits 2, 3, 4, 5, 6, and 7 to MediaTek's economic disadvantage
22 by tailoring their negotiation strategies regarding intellectual property transfers to exploit
23 MediaTek's negotiation practices.

24 3. Similarly, MediaTek does not publicly disclose information concerning its
25 products that practice its patents. As with information concerning patent acquisitions, MediaTek
26 protects this information as a trade secret, and takes steps to ensure that this information remains
27 confidential, including marking the information included as Freescale's Letter Brief and Exhibits

1 2, 3, 4, 5, 6, and 7 as "HIGHLY CONFIDENTIAL – ATTORNEYS' EYES ONLY" when
2 MediaTek produced this information in this action. If this information were disclosed,
3 MediaTek's competitors could use this information to MediaTek's economic disadvantage by
4 tailoring their product designs to incorporate technology subject to MediaTek's patents for which
5 MediaTek does not currently offer a practicing product.

6 4. The requested relief is narrowly tailored to protect the confidentiality of this
7 information. Only those portions of Freescale's Letter Brief and Exhibits 2, 3, 4, 5, 6, and 7 that
8 describe the MediaTek's practices regarding patent acquisitions and practicing products are
9 covered by Freescale's Administrative Motion.

10 I declare under penalty of perjury under the laws of the United States that the foregoing is
11 true and correct.

12
13 Dated: September 6, 2013

14
15 *Meng-Han Shieh*

16 MH Shieh

